

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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MORDECHAI FOGELMAN

09 CV 642 (FB) (MDG)

Plaintiff,

**STIPULATION OF  
DISCONTINUANCE WITH  
PREJUDICE**

-against-

NCO FINANCIAL SYSTEMS, INC.

Defendant.

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IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned counsel on behalf of their respective clients, (the defendant not having appeared) that pursuant to Rule 41(a)(1), this action shall be, and it hereby is, dismissed with prejudice and without costs to either party. Any claims of any putative class members are dismissed without prejudice.

*Adam J. Fishbein*

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Adam J. Fishbein, P.C. (AF-9508)  
Attorney At Law  
**Attorney for the Plaintiff**  
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Cedarhurst, New York 11516  
516-791-4400

SO ORDERED:

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U.S.D.J.